

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
PACIFIC PARK PLAZA
711 KAPIOLANI BOULEVARD, SUITE 600
HONOLULU, HAWAII 96813

AGENDA – FIFTH MEETING

THURSDAY, JULY 29, 2021
4:00 P.M.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to the Twenty-First Proclamation issued by Governor David Ige on June 7, 2021, relating to the COVID-19 pandemic (Proclamation), in order to allow public participation in a manner consistent with social distancing practices the following procedures are in effect for the meeting. *The procedures have been modified to comply with Mayor Blangiardi's Emergency Order No. 2021-09, effective July 8, 2021 (Emergency Order). In accordance with concern for public health and safety, in-person testimony in the hearings room has been cancelled until further notice. Please see the instructions below on how to submit oral testimony on any scheduled matter or how to make your appearance on a scheduled matter.*

VIEWING THE MEETING AND RESTRICTIONS ON ENTRY

No members of the public will be allowed into the hearings room, but may listen to the meeting on a live broadcast. The meeting may be heard by internet live streaming through <https://us06web.zoom.us/j/84790187248>; by dialing 1-408-638-0968, entering the meeting ID#: 847 9018 7248#; or, the preferred method, via the Liquor Commission website event calendar at <http://www.honolulu.gov/liq/event-calendar/>. You may pre-register to attend this meeting.

To provide the public with the best opportunity to observe the meeting, it is required to “mute” your device’s microphone to prevent technological difficulties.

All persons who are required to appear for the meeting must make your appearance by joining the meeting on the Zoom platform as described above. Please be aware that joining the meeting will involve entering the meeting number and completing a registration process so please allow sufficient time for this task. For testifiers or required attendees who are not able to access the Zoom platform, you may attend in person in Suite 600. While in Suite 600, all Social Distancing Requirements set forth in the Proclamation and the Emergency Order must be strictly observed.

Within forty (40) days after the meeting, the minutes will be posted to the Liquor Commission website at <http://www.honolulu.gov/liq/event-calendar/> for viewing. The minutes of prior meetings may also be viewed at said website.

ORAL TESTIMONY

Oral testimony will be permitted on all matters before the Commission subject to the following restrictions:

1. *All oral testimony must be submitted remotely through the Zoom platform.*
2. Each speaker is limited to a three-minute presentation.

WRITTEN TESTIMONY

Written testimony is strongly encouraged and may be submitted to the Administrator of the Commission three (3) working days prior to the date of the meeting as follows: FAX (808) 768-7311 or E-MAIL liquor@honolulu.gov. Written testimony will not be accepted in person at the meeting.

MATERIALS AVAILABLE FOR INSPECTION

Meeting materials ("board packet") will be available for viewing electronically, as soon as practicable, at the Liquor Commission website (<http://www.honolulu.gov/liq/event-calendar/>).

APPROVAL OF MINUTES:

The minutes of the 44rd (5/20/21) meeting, as previously circulated, to be approved by the Commission.

PUBLIC HEARINGS:

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| 1. Appl. No. 21-22803 from The Players Golf Card LLC, dba The Players Shack, 45-285 Kaneohe Bay Drive, Kaneohe (Bay View Golf Driving Range) | For a Restaurant General license (Category No. 1 – Standard Bar) (Prelim. Hrg. 5/13/21)

(Original Public Hrg. was scheduled on July 8, 2021) |
| 2. Appl. No. 19-16080 from Sodexo America, LLC, dba Sodexo America, LLC, 300 Rodgers Boulevard, Building/Room No. 360-345 (Daniel K. Inouye International Airport; lounge above Gate C4) | For a Dispenser General license (Category No. 1 – Standard Bar) (Prelim. Hrg. 6/3/21) |

LICENSE APPLICATIONS:

Special License Application:

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| 3. Appl. No. 22-23561 from Bishop Museum, dba Bishop Museum, 1525 Bernice Street | For a [Non-Profit] Special General license from 8:00 a.m. on Thursday, August 19, 2021 to 5:00 p.m. on Friday, September 3, 2021 (total of 15 days)

(Silent/Online Auction Fundraiser) |
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PRELIMINARY HEARINGS:

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| 4. Trans. Appl. No. 21-22361 from PLC-KBH Management Company, LLC, dba Kaimana Beach Hotel | For the transfer of the business and Hotel General license of Hotel Kaimana, Inc., dba The New Otani Kaimana Beach Hotel, 2863 Kalakaua Avenue, and for a change of trade name to Kaimana Beach Hotel (L0031) |
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PRELIMINARY HEARINGS: (CONT.)

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| 5. | Trans. Appl. No. 21-22882 from Hawaii Best Seafood Restaurant Inc., dba Cajun King | For the transfer of the business and Restaurant General license (Category No. 1 – Standard Bar) of Cajun King Inc., dba Cajun King, 98-020 Kamehameha Highway, Aiea (R0938) |
| 6. | Appl. No. 21-22846 from Extended Play Inc., dba EP Bar, 1150 Nuuanu Avenue, Unit A | For a Dispenser General license (Category No. 1 – Standard Bar) |

LICENSE APPLICATIONS: (CONT.)

Temporary License Applications:

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| 7. | Appl. No. 21-23282 from Mr. Ojisan Inc., dba Mr. Ojisan | For a [Stand-Alone] Temporary Dispenser General license (Category No. 4 – Hostess) at 1785 South King Street, Unit 102, the former site of Club Genji (E0147) |
| 8. | Appl. No. 21-23439 from Cloroshko LLC, dba Paco's Tacos Cantina Kapolei | For a [Stand-Alone] Temporary Restaurant General license (Category No. 1 – Standard Bar) at 4850 Kapolei Parkway, #401/#402, Kapolei, the former site of Takumi (R1142) |
| 9. | Appl. No. 22-23541 from BYN LLC, dba Le Bev | For a Temporary Retail General license at 320 Ward Avenue, Suite 115, the current site of Posh Enterprise (D1103) |

REQUESTS:

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| 10. Request No. 21-22349 from Kona Brewery LLC, dba Kona Brewery LLC, Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing), 7192 Kalanianaʻole Highway (R0688) | Notification of a change in members/managers and transfer of membership interests |
| 11. Request No. 22-23565 from E.A.R.L. Eat A Real Lunch LLC, dba E.A.R.L. Eat A Real Lunch, Restaurant General license (Category No. 1 – Standard Bar), 400 Keawe Street, Suite 103 (R1432) | Requesting approval to file its Liquor License Renewal Application for fiscal year 2021-2022 after the June 30, 2021 deadline, pursuant to Rule 3-82-31.4(b) |
| 12. Request No. 22-23581 from PLC-KBH Management Company, LLC, dba Kaimana Beach Hotel, Temporary Hotel General license, 2863 Kalakaua Avenue (L0031T) | <p>Requesting an extension of its Second Temporary Hotel General license for an additional 22 days</p> <p>(Unused 22 days accumulated when premises was shut down due to COVID-19)</p> <p>(Second Temporary Hotel General license expires August 12, 2021)</p> |

REQUESTS: (CONT.)

13. Request No. 22-23582 from Scarlet Honolulu, Inc., dba Scarlet Honolulu, Inc., Dispenser General license (Category No. 3 - Live entertainment or Recorded Music and Dancing), 80 South Pauahi Street (E1407)

Requesting an additional 60-day extension until October 1, 2021, to submit its gross liquor sales payment for FY2020 after the August 1, 2020 due date

(Prior requests approved on:

- 1) October 8, 2020 (for 90 days until 1/31/21);
- 2) February 4, 2020 (for 60 days 4/1/21);
- 3) April 1, 2021 (for 60 days until 6/1/21); and
- 4) May 27, 2021 (for 60 days until 8/1/21))

OTHER BUSINESS:

14. Request No. 22-23607 from Mr. Emmanuel Zibakalam, on behalf of The Shamrock Restaurant Group LLC

Requesting to deactivate liquor license issued to O'Toole's Irish Pub, Inc., dba O'Toole's Irish Pub, Dispenser General license (Category No. 3 - Live entertainment or Recorded Music and Dancing) No. E0452

(Premises at 902 Nuuanu Avenue)

15. Request No. 22-23608 from Mr. Emmanuel Zibakalam, on behalf of TBB Holdings, Inc.

Requesting waiver of Rule 3-82-32.1 requiring a temporary license application be filed within five (5) working days of the cancellation of the previous license or the closing of the business

(Premises at 2299 Kuhio Avenue; formerly Uncle's New York Pub & Grill (R1382))

ACCEPTANCE OF PLEA AND ADOPTION OF DECISION AND ORDER:

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| 16. | Workplay LLC
(LCV 21-0075)
(R1333) | For acceptance of plea and adoption
of Decision and Order |
| 17. | Waipahu Market
(LCV 21-0224)
(D0943) | do. |

ADOPTION OF DECISION AND ORDER:

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|-----|---|------------------------------------|
| 18. | Hanks Café Honolulu
(LCV 19-0221)
(E1328) | For adoption of Decision and Order |
| 19. | Hanks Café Honolulu
(LCV 21-0175)
(E1328) | do. |
| 20. | Hibiscus Club
(LCV 20-0259)
(E1538) | do. |
| 21. | Hibiscus Club
(LCV 20-0299)
(E1538) | do. |

ADJUDICATION HEARINGS:

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| 22. | Romano's Macaroni Grill
(LCV 19-0433)
(R0756) | Licensee, a limited liability company
(hereinafter "LLC"), failed to notify
the Commission, in writing, stating
the name and any other information
required regarding members who
were admitted or withdrawn, within
30 days from the date of such
admission or withdrawal (Violation of
Section 281-41(e), HRS) (Date of
violation: On or about December 27,
2018, and/or during the period
between November 27, 2018 and
December 27, 2018) |
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(Continued from June 24, 2021)

[History: 4/29/21, 6/24/21]

ADJUDICATION HEARINGS: (CONT.)

23. Harbor Pub Inc.
(LCV 19-0251)
(E1523)
- (1) Licensee failed to have the street and/or primary entrances to the licensed premises unlocked during the time customers were on the premises (Violation of Rule 3-84-72.2) (Date of violation: On or about July 28, 2019)
- (2) Licensee failed to have a time card or other adequate record showing in English the month, day, year, and time, indicating a.m. or p.m. and the legal first name and surname of its employee when that employee was on duty (Violation of Rule 3-82-38.4(a)) (Date of violation: On or about July 28, 2019)

(Continued from July 8, 2021)

24. Harbor Pub Inc.
(LCV 21-0160)
(E1523)
- Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-04 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about April 9, 2021)

(Continued from July 8, 2021)

ADJUDICATION HEARINGS: (CONT.)

25. Siam Paradise Restaurant
and Sports Pub
(LCV 19-0313)
(E1453)

Licensee failed to have a duly registered manager in active charge of the licensed premises during the time the establishment is open for business and licensed to sell or serve liquor (Violation of Rule 3-82-38.9(a)) (Date of violation: On or about September 10, 2019)

(Continued from June 24, 2021)

[History: *6/17/21, 6/24/21]

(*Rescheduled from June 17, 2021)

26. Siam Paradise Restaurant
and Sports Pub
(LCV 20-0039)
(E1453)

Licensee permitted liquor of any kind, while in bottle, glass or other container, to be open and readily consumable within the licensed premises before or after the hours established by the Liquor Commission (Violation of Rule 3-82-38.20(b)) (Date of Violation: On or about January 18, 2020)

(Continued from June 24, 2021)

[History: *6/17/21, 6/24/21]

(*Rescheduled from June 17, 2021)

ADJUDICATION HEARINGS: (CONT.)

27. Siam Paradise Restaurant
and Sports Pub
(LCV 20-0221)
(E1453)

Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-26 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about September 10, 2020)

(Continued from June 24, 2021)

[History: *6/17/21, 6/24/21]

(*Rescheduled from June 17, 2021)

28. Siam Paradise Restaurant
and Sports Pub
(LCV 20-0241)
(E1453)

Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-27 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about October 2, 2020)

(Continued from June 24, 2021)

[History: *6/17/21, 6/24/21]

(*Rescheduled from June 17, 2021)

ADJUDICATION HEARINGS: (CONT.)

29. Siam Paradise Restaurant
and Sports Pub
(LCV 20-0269)
(E1453)

Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-29 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about November 6, 2020)

(Continued from June 24, 2021)

[History: *6/17/21, 6/24/21]

(*Rescheduled from June 17, 2021)

30. Siam Paradise Restaurant (1)
and Sports Pub
(LCV 21-0071)
(E1453)

Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-31 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about January 21, 2021)

ADJUDICATION HEARINGS: (CONT.)

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| Siam Paradise Restaurant and Sports Pub
(LCV 21-0071)
(E1453)
(Cont.) | (2) | Licensee failed to have a time card or other adequate record showing in English the month, day, year, and time, indicating a.m. or p.m. and the legal first name and surname of its employees when those employees were on duty (Violation of Rule 3-82-38.4(a)) (Date of violation: On or about January 21, 2021) |
| | | (Continued from June 24, 2021) |
| | | [History: *6/17/21, 6/24/21] |
| | | (*Rescheduled from June 17, 2021) |
| 31. Pandora Café
Karaoke/Bar & Grill
(LCV 19-0383)
(R0904) | | Licensee failed to meet the requirement that at least thirty (30) per cent of its gross revenue come from the sale of foods (Violation of Rule 3-82-38.22(b)) (Date of violation: In or during the period ending June 30, 2019) |
| | | (Continued from April 22, 2021) |
| 32. Pandora Café
Karaoke/Bar & Grill
(LCV 20-0046)
(R0904) | (1) | Licensee permitted a person on the licensed premises, other than registered dancers during their performances, to be unclothed or in such attire, costume or clothing as to expose to view any portion of the pubic hair, anus, cleft of the buttocks, genitalia, or any portion of the female breast below the top of the areola (Violation of Rule 3-84-78.02(a)) (Date of violation: On or about February 1, 2020) |

ADJUDICATION HEARINGS: (CONT.)

Pandora Café
Karaoke/Bar & Grill
(LCV 20-0046)
(R0904)
(Cont.)

- (2) Licensee permitted an unidentified customer to engage in dancing other than on a designated dance floor, and/or permitted “lap dancing” by customer(s) within the licensed premises (Violation of Rule 3-82-47.1(c)) (Date of Violation: On or about February 1, 2020)
- (3) Licensee conducted business outside of the class or category authorized by the Commission (Violation of Rule 3-82-31.2(a)) (Date of violation: On or about February 1, 2020)

(Continued from April 22, 2021)

OTHER BUSINESS: (CONT.)

33. Liquor Administrator

Administrative matters – Weekly report to the Commission, 90-day event schedule and work plan coordination

If you require special assistance, auxiliary aid and/or service to participate in this meeting (i.e., sign language interpreter; interpreter for language other than English, or wheelchair accessibility), please email your detailed request to liquor@honolulu.gov, at least five (5) business days prior to the meeting.